

RECEIVED
CENTRAL FAX CENTER

MAR 22 2006

This facsimile message and its contents are legally privileged and confidential information intended solely for the use of the addressee. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, copying or other use of this message and its contents is strictly prohibited. If you have received this telecopy in error, please notify us immediately by telephone and return the original message to us at the address shown below via the Postal Service. Thank You.

ALSTON & BIRD LLP

101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
704-444-1000
Fax 704-444-1111

TELECOPY

PLEASE DELIVER AS SOON AS POSSIBLE

DATE: March 22, 2006

TO:	U.S. Patent and Trademark Office Mail Stop Amendment
------------	---

FROM: Trent A. Kirk
Reg. No. 54,223

* * * * **OFFICIAL** * * * *

In re: Barocela
Appl. No. 10/811,735
Filed: 03/29/2004
For: **HIGH SPEED MISSILE WING AND ASSOCIATED METHOD**

NO. OF PAGES: (Including cover page)	3
--	----------

OPERATOR:

IF NOT RECEIVED PROPERLY, PLEASE NOTIFY ME IMMEDIATELY AT 704-444-1097.
--

USER CODE: KIRKT	FAX NUMBER: (571) 273-8300
CLIENT/MATTER: 038190/274032	
REQUESTED BY: Lisa Rone	VOICE NUMBER:

MAR 22 2006

Attorney's Docket No. 038190/274032

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:	Barocela	Confirmation No.:	1685
Appl No.:	10/811,735	Group Art Unit:	3644
Filed:	03/29/2004	Examiner:	Dinh. Tien Quang
For:	HIGH SPEED MISSILE WING AND ASSOCIATED METHOD		

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

This is in response to the Office Action dated March 13, 2006, in which the Examiner has required restriction between Group I, namely Claims 1-22, and Group II, namely Claims 23-28; and between Species A referring to Figure 9, and Species B referring to Figure 10. Applicant hereby provisionally elects with traverse to prosecute the claims of Group I (Claims 1-22) and Species A (Figure 9) and expressly reserves the right to file divisional applications or take such other appropriate measures deemed necessary to protect the inventions in the remaining claims.

Applicant respectfully disagrees that no claims are currently generic. In this regard, independent Claims 1 and 16 recite "a wing actuator carried by the fuselage member," while Figures 9 and 10 depict exemplary embodiments of wing actuators. Therefore, Applicant respectfully submits that at least Claims 1 and 16 are generic and read on Species A and Species B.

Should the Examiner have further questions or comments with respect to examination of this case, it is respectfully requested that the Examiner telephone the undersigned so that further examination of this application can be expedited.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those, which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

Appl No.: 10/811,735
Amdt. dated 03/22/2006
Reply to Restriction Requirement of March 13, 2006

Respectfully submitted,

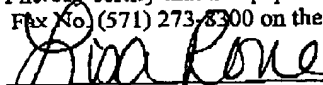


Trent A. Kirk
Registration No. 54,223

CUSTOMER NO. 00826
ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Charlotte Office (704) 444-1000
Fax Charlotte Office (704) 444-1111

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the US Patent and Trademark Office at
Fax No. (571) 273-8300 on the date shown below.


Lisa Rone

3/22/06
Date